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असाधारण

EXTRAORDINARY

भाग II—खण्ड ३—उप-खण्ड (ii)

PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित

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NEW DELHI, SATURDAY, JUNE 18, 1966/JYAISTHA 28, 1888

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF COMMERCE

ORDER

New Delhi, the 18th June 1966

S.O. 1844.—In exercise of the powers conferred by section 5 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby directs—

- (a) that the powers conferred on it by sub-section (1) of section 3 of the said Act to make orders to provide for the matters specified in clauses (d), (e), (f), (g), (h), (i), (ii), (iii) and (j) of sub-section (2) thereof shall, in relation to all commodities other than foodstuffs and fertilisers (whether inorganic, organic or mixed), be exercisable also by a State Government or, in relation to a Union territory, by the administrator thereof, subject to the following conditions, namely:—
 - (i) that the delegation of powers under clause (d) shall not extend to inter-State transport or distribution and the powers under that clause shall not be exercised so as to prejudicially affect such transport or distribution in pursuance of any order of the Central Government;
 - (ii) that all orders under clause (f) shall require the prior concurrence of the Central Government;
 - (iii) that no order shall be issued in pursuance of the powers hereby delegated if it is inconsistent with any order issued by the Central Government under the said Act;

- (b) that all previous orders issued under section 5 of the Essential Commodities Act in so far as they relate to delegation of powers under the provisions of section 3(2) referred to in clause (a) above, except orders under the said section 5 relating to fertilisers and the order (relating to foodstuffs) of the Government of India in the Ministry of Food, Agriculture, Community Development and Cooperation (Department of Food) No. G.S.R. 906, dated the 9th June, 1966, shall stand rescinded:

Provided that, notwithstanding such rescission, any order (hereinafter referred to as the said order) made by a State Government or an administrator or any officer subordinate to that State Government or administrator in pursuance of the orders so rescinded and in force immediately before the commencement of this Order shall be deemed to have been made in pursuance of this Order and under the relevant provisions of section 3 of the said Act and shall continue in force according to its tenor, and accordingly any action taken or thing done (including any appointment made, licence or permit granted or direction issued) under the said order and in force immediately before such commencement shall continue in force according to its tenor until and unless it is superseded by any action taken or anything done under any other order made in pursuance of this Order and under the relevant provisions of section 3 of the said Act.

[No. 26(11)Com—Genl/66.]

D. S. JOSHI, Secy.